

1 John D. Klinedinst, Bar No. 86254
2 Gregor A. Hensrude, Bar No. 226660
3 KLINEDINST PC
4 777 S. Figueroa Street, 47th Floor
5 Los Angeles, California 90017
6 (213) 607-2115/FAX (213) 607-2116
7
8 Edward E. Casto, Jr. Esq.
9 Brent N. Bumgardner, Esq.
10 Barry J. Bumgardner, Esq.
11 Steven W. Hartsell, Esq.
12 NELSON BUMGARDNER CASTO, P.C.
13 5601 Bridge Street, Suite 300
14 Fort Worth, Texas 76112
15 817-377-9111/FAX 817-377-3485
16 Attorneys for Plaintiff GUARDIAN
17 MEDIA TECHNOLOGIES, LTD.

18 John H. Barr
19 Christopher A. Shield
20 Mateo Z. Fowler
21 BRACEWELL & GIULIANI LLP
22 711 Louisiana, Suite 2300
23 Houston, Texas 77002-2781
24 713-223-2300/FAX 713- 221-1212

25 H.G. Robert Fong
26 KU & FONG
27 523 West 6th Street, Suite 707
28 Los Angeles, California 90014
29 213- 488-1400/FAX 213-236-9235
30 Attorneys for Defendant
31 OVERSTOCK.COM

32 **UNITED STATES DISTRICT COURT**

33 **CENTRAL DISTRICT OF CALIFORNIA**

34 GUARDIAN MEDIA TECHNOLOGIES,
35 LTD,

36 Case No. 2:08-cv-8439 R (RCx)

37 **ORDER**

38 Courtroom: 8
39 Judge: Manuel L. Real
40 Magistrate Judge: Rosalyn M. Chapman
41 Complaint Filed: December 22, 2008
42 Trial Date: None set

43 Plaintiff,
44 v.
45 COBY ELECTRONICS
46 CORPORATION; NINTENDO OF
47 AMERICA, INC.; OVERSTOCK.COM;
48 DELL, INC.; LITE-ON AMERICAS;
49 LITE-ON SALES & DISTRIBUTION,
50 INC.; SHERWOOD AMERICA, INC.,

51 Defendants.

52 AND RELATED CROSS ACTIONS.

1 The Court, having received a stipulation requesting that the claims of Plaintiff
2 Guardian Media Technologies, Inc. against Defendant Overstock.com, Inc., and the
3 counterclaims of Defendant Overstock.com, Inc. against Guardian Media Technologies,
4 Inc., should be dismissed without prejudice, and having found good cause for the relief
5 sought therein, hereby ORDERS that the claims of Plaintiff Guardian Media
6 Technologies, Inc. against Defendant Overstock.com, Inc. in the above-entitled action,
7 and the counterclaims of Defendant Overstock.com, Inc. in the above-entitled action, are
8 dismissed without prejudice.

9 **IT IS SO ORDERED.**

10
11
12 Dated: July 27, 2009 _____

13 By: 
14 Hon. Manuel L. Real
15 United States District Judge

16 812525v1

17
18
19
20
21
22
23
24
25
26
27
28